## REMARKS

Claims 33-39 and 42-80 are pending and are rejected.

## Double Patenting

Claims 33-39 and 42-80 are provisionally rejected under obviousness-type double patenting over claims 21-24, 26, 27, 29, 39-42, 52-56, and 60-68 of copending Application No. 10/440,804.

This is the sole basis of rejection. Applicant herein files a Terminal Disclaimer to overcome this rejection, and respectfully requests the rejection be withdrawn.

## CONCLUSION

Applicant believes this application is now in complete condition for allowance and respectfully requests that a Notice of Allowance be issued.

The fee for the Terminal Disclaimer is being paid by credit card (Electronic Fee Calculation Sheet attached). No other fees are believed due, but the Examiner is authorized to charge any additional fees (or credit any overpayment) to Deposit Account No. 23-3000. The Examiner is invited to contact Applicant's undersigned representative with questions.

Respectfully submitted, WOOD, HERRON & EVANS, L.L.P.

By: Beuly of Lyman

Beverly A. Lyman, Ph.D. Reg. No. 41,961

2700 Carew Tower 441 Vine Street Cincinnati OH 45202 513 241 2324 513 241 6234 facsimile